

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Jose Luis Cabrera, deceased, Claudia)
Jeaneth Jimenez Cabrera, North Dakota)
Personal Representative on the Estate of)
Jose Luis Cabrera, surviving spouse and)
Guardian of their minors,) **ORDER**
Plaintiff,)
vs.)
The State of North Dakota Workforce) Case No. 1:18-cv-242
Safety and Insurance Fund,)
Defendant.)

The court held a scheduling conference with the parties in the above-entitled action by telephone on December 13, 2018. As the court explained during the course of its discussion with the parties, there must be determination as a preliminary matter whether it has jurisdiction over this dispute. Accordingly, defendant shall have until February 1, 2019, to file a motion to dismiss for lack of jurisdiction. Plaintiff shall have until March 1, 2019, to file a response. Upon receipt of plaintiff's response, defendant shall have seven days in which to file a reply.

IT IS SO ORDERED.

Dated this 13th day of December, 2018.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr., Magistrate Judge
United States District Court